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UNITED STATES OF AMERICA

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PATRICK E. DUFFY, CLERK

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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MONTANA

BUTTE DIVISION

UNITED STATES OF AMERICA, Plaintiff, vs. JAMES KENDALL THAYER, Defendant.	CR 08- 12 -BU- DWM <u>INDICTMENT</u> ATTEMPTED COERCION & ENTRICEMENT Title 18 U.S.C. § 2422(b) (Penalty: Mandatory minimum ten years to life imprisonment, \$250,000 fine, and lifetime supervised release) FORFEITURE Title 18 U.S.C. § 2253
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THE GRAND JURY CHARGES:

That between on or about January 8, 2008, and continuing thereafter until on or about April 1, 2008, in Gallatin County, in the State and District of Montana, and elsewhere, the defendant, JAMES KENDALL THAYER, used any facility or means of

interstate or foreign commerce to knowingly persuade, induce, entice or coerce any individual who has not attained the age of 18 years, to engage in any sexual activity for which any person can be charged with a criminal offense, namely Sexual Intercourse Without Consent, M.C.A. § 45-5-503, and attempted to do so, in violation of 18 U.S.C. § 2422(b).

FORFEITURE ALLEGATION

As a result of the commission of the crime described above, and upon his conviction, the defendant, JAMES KENDALL THAYER, shall forfeit to the United States, all right, title, and interest in the following described property that represents property used to commit that offense:

IBM Net Vista model RBU computer, serial number 23H2W29
red Motorola Razr cellular telephone, serial number SJUG2644AA

as provided for in 18 U.S.C. § 2253.

A TRUE BILL.


Sam J. Russell

FOREPERSON

WILLIAM W. MERCER
United States Attorney
Attorney for Plaintiff

CARL E. ROSTAD
Criminal Chief Assistant U.S. Attorney
Attorney for Plaintiff